



PUEBLO OF LAGUNA
P.O. Box 194
LAGUNA, NEW MEXICO 87026



Office of:
The Governor
The Secretary
The Treasurer

(505)552-6654
FAX: (505)552-6941

**ADOPTING ORDINANCE OF THE
PUEBLO COUNCIL OF THE PUEBLO OF LAGUNA**

Ordinance No. 005 _____

Re: Adopting Amendments to the Election Ordinance to be Included in Pueblo of Laguna Code, Article III, Chapter 1

WHEREAS, the Pueblo of Laguna ("Pueblo") is a federally recognized Indian Tribe with a constitution and all the inherent governmental powers of a sovereign;

WHEREAS, pursuant to Article IV(2)(p) and (q) of the Constitution, the Pueblo Council is authorized to exercise the inherent powers of the Pueblo, including the inherent authority to establish ordinances to regulate the conduct of Pueblo elections; and

WHEREAS, the Pueblo Council has determined that it is in the best interest of the Pueblo to amend the Election Ordinance governing the conduct of the Pueblo elections that is consistent with the Pueblo Constitution.

WHEREAS, the Pueblo Council enacted the Pueblo of Laguna Election Ordinance No. 005, amended on June 3, 2008 and adopted by Resolution No. 28-08.

WHEREAS, Article V, Section 4 of the Constitution requires that any ordinances of the Pueblo of Laguna shall be periodically updated as necessary.

NOW THEREFORE BE IT ORDAINED THAT:

1. The Council hereby amends the Election Ordinance in Chapter I of Title III, Section 3-1-7.C(1)(e), to be amended as follows:

If a person is nominated for more than one (1) office in the first round of nominations, that person shall declare his or her candidacy for one (1) office only, except when a person is nominated simultaneously for Governor and staff officer, that individual shall be permitted to accept both nominations. All other nominations shall be forfeited by default if the nominee fails to decline those offices in writing, and the staff officer of the village from which the forfeited nominations originated shall be notified by telephone within twenty-four (24) hours and by written notice on the same day, by the election board.


2. The Council hereby amends the Election Ordinance in Chapter I of Title III, Section 3-1-7.C(3)(a), to be amended as follows:

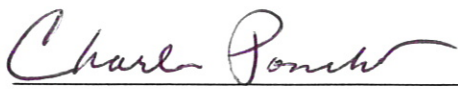
Nominees who have filed a declaration of candidacy with the election board for the offices of Governor, Secretary, Treasurer, Interpreter, or staff officer in the first round of nominations shall be ineligible to accept a nomination for any office in the second round of nominations, except when a person is nominated for Governor in the first round, that person may be eligible to be nominated simultaneously for staff officer in the second round, or except when a person is nominated for staff officer in the first round, that person may be eligible to be nominated simultaneously for Governor in the second round.


3. The Council hereby amends the Election Ordinance in Chapter I of Title III, Section 3-1-7.C(3)(c), to be amended as follows:

A person nominated for more than one (1) office in the second round of nominations shall declare his or her candidacy for one (1) office only, except when a person is nominated simultaneously for Governor and staff officer, that individual shall be permitted to accept both nominations.


4. The Council waives the deadlines regarding the timeframe for a village to submit a nominee to the Election Board as required by the Election Ordinance in Chapter I of Title III, Section 3-1-7 for the 2010 Pueblo of Laguna election.
5. The prior Pueblo resolutions or ordinances concerning Section 3-1-7.C(1)(e), Section 3-1-7.C(3)(a), and Section 3-1-7.C(3)(c) of the Election Ordinance in Chapter I of Title III of the Pueblo of Laguna Code are hereby amended effective October 5, 2010.
6. The Council hereby approves and adopts the amendments to Election Ordinance in Chapter I of Title III as amended on October 5, 2010 and the amendments shall be effective immediately for all subsequent elections of officers and electing Village Representatives of the Pueblo from this date forward.


Governor


Councilmember


Councilmember

ATTEST:


Secretary

CERTIFICATION

The foregoing Ordinance was enacted by the Pueblo Council of the Pueblo of Laguna on the 5th day of October, 2010, by a vote of 18 in favor, 2 opposed, and _____ abstaining, at a duly called meeting at which a quorum of the Pueblo Council was present.



Governor

ATTEST:



Secretary